

## NATURAL RESOURCE COMMISSION[571]

### Notice of Intended Action

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code sections 455A.5(6), 481A.38, 481A.39, 481A.48(1), 483A.8, 483A.8B, 483A.8C, 483A.24, and 483A.24B, the Natural Resource Commission hereby gives Notice of Intended Action to amend Chapter 106, “Deer Hunting by Residents,” Iowa Administrative Code.

Chapter 106 sets regulations for deer hunting by residents and includes season dates, bag limits, possession limits, shooting hours, areas open to hunting, licensing procedures, means and methods of take, and transportation and reporting requirements.

The proposed amendments eliminate the January antlerless-deer-only season, reduce antlerless deer quota numbers in 72 counties by 10,000 from the licenses sold in 2013, and restrict hunters in 27 counties to taking only antlered deer during the early muzzleloader and first shotgun seasons. These rules are designed to reduce the rate of decline in deer numbers in those counties whose deer populations have been reduced to levels that were agreed to in 2009 by the Deer Study Advisory Group (DSAG). The DSAG was created to review, analyze, and make recommendations on issues relating to the state’s deer population.

Any interested person may make written suggestions or comments on the proposed amendments on or before June 17, 2014. Written comments may be directed to the Department of Natural Resources (Department), Wildlife Bureau Chief, Wallace State Office Building, 502 E. 9th Street, Des Moines, Iowa 50319-0034; by e-mail at [wildlife@dnr.iowa.gov](mailto:wildlife@dnr.iowa.gov); or by fax at (515)281-6794. Persons who wish to convey their comments orally may contact the Department’s Wildlife Bureau at (515)281-5034 or by visiting the fourth floor of the Wallace State Office Building during regular business hours.

There will be a public hearing on June 17, 2014, at 2 p.m. in the third floor conference rooms of the Wallace State Office Building. At the public hearing, persons may present their views either orally or in writing. Participants will be asked to give their names and addresses for the record and to confine their remarks to the subject of the amendments.

Any persons who intend to attend the public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact the Department and request specific accommodations.

The proposed amendments will have a neutral impact on jobs in the state. Even though the Commission is proposing a license reduction, there should not be a noticeable change in deer hunting. The proposed new quotas are designed to reduce the rate of decline of the deer population. Thus, the private sector job impact should remain status quo even with this rule making. The following types of jobs are positively impacted by deer hunting generally (and should see no noticeable change due to this rule making): hunting equipment retailers (weapons, ammunition, clothing, chairs, stands, binoculars, and other supporting equipment); field guides and outfitters; taxidermists; and restaurants, hotels, and gas stations for hunters traveling around the state.

These amendments are intended to implement Iowa Code sections 481A.38, 481A.39, 481A.48(1), 483A.8, 483A.8B, 483A.8C, 483A.24 and 483A.24B.

The following amendments are proposed.

ITEM 1. Amend subrules 106.1(1) to 106.1(4) as follows:

**106.1(1) Type of license.**

a. ~~Any deer~~ Regular deer licenses. ~~Any deer~~ Regular deer licenses shall be valid for taking deer of either sex in one season selected at the time the license is purchased. Regular deer licenses

shall be valid for taking deer of either sex except in Buena Vista, Calhoun, Cerro Gordo, Cherokee, Clay, Dickinson, Emmet, Franklin, Grundy, Hamilton, Hancock, Hardin, Humboldt, Ida, Kossuth, Lyon, O'Brien, Osceola, Palo Alto, Plymouth, Pocahontas, Sac, Sioux, Webster, Winnebago, Worth and Wright Counties during the early muzzleloader or first regular gun season when the regular deer license will be valid for deer with at least one forked antler. Paid ~~any-deer~~ regular deer licenses shall be valid statewide except where prohibited in deer population management zones established under 571—Chapter 105. Free ~~any-deer~~ regular deer licenses shall be valid only on the farm unit of an eligible landowner or tenant in the season or seasons selected at the time the license is obtained.

*b. Antlerless-deer-only licenses.* Antlerless-deer-only licenses shall be valid for taking deer that have no forked antler. Paid antlerless-deer-only licenses shall be valid in one county or in one deer population management zone and in one season as selected at the time the license is purchased. Free and reduced-fee antlerless-deer-only licenses shall be valid on the farm unit of an eligible landowner or tenant in the season or seasons selected at the time the license is obtained.

**106.1(2) Bow season licenses.** ~~Any-deer~~ Regular deer and antlerless-deer-only licenses, paid or free, shall be valid in both segments of the bow season.

**106.1(3) Regular gun season licenses.** Paid ~~any-deer~~ regular deer and antlerless-deer-only licenses shall be valid in either the first or the second regular gun season, as designated on the license. Free ~~any-deer~~ regular deer licenses and antlerless-deer-only licenses shall be valid in both the first and second regular gun seasons.

**106.1(4) Muzzleloader season licenses.** ~~Any-deer~~ Regular deer and antlerless-deer-only licenses, paid or free, shall be valid in either the early or the late muzzleloader season, as designated on the license.

ITEM 2. Rescind and reserve subrule **106.1(6)**.

ITEM 3. Amend subrule 106.1(7) as follows:

**106.1(7) Free and reduced-fee deer licenses for landowners and tenants.** A maximum of one free ~~any-deer~~ regular deer license, two free antlerless-deer-only licenses, and two reduced-fee antlerless-deer-only licenses may be issued to a qualifying landowner or eligible family member and a qualifying tenant or eligible family member. Eligibility for licenses is described in 571—106.12(481A). The free ~~any-deer~~ regular deer license shall be available for one of the following seasons: the youth/disabled hunter season (if eligible), bow season, early muzzleloader season, late muzzleloader season, or first and second regular gun seasons. One free antlerless-deer-only license shall be available for one of the following seasons: youth/disabled hunter season (if eligible), bow season, early muzzleloader season, late muzzleloader season, or first and second regular gun seasons. The second free antlerless-deer-only license shall be valid only for the January antlerless-deer-only season and will be available only if a portion of the farm unit lies within a county where paid antlerless-deer-only licenses are available during that season. Each reduced-fee antlerless-deer-only license shall be valid for one of the following seasons: youth/disabled hunter season (if eligible), bow season, early muzzleloader season, late muzzleloader season, first and second regular gun seasons, or January antlerless-deer-only season. January antlerless-deer-only licenses will be available only if a portion of the farm unit is located in a county where paid antlerless-deer-only licenses are available in that season.

ITEM 4. Rescind and reserve subrules **106.2(5)** and **106.4(5)**.

ITEM 5. Amend subrule 106.6(1) as follows:

**106.6(1) Paid ~~any-deer~~ regular deer licenses.** Residents may purchase no more than two paid ~~any-deer~~ regular deer licenses, one for the bow season and one for one of the following seasons: early muzzleloader season, late muzzleloader season, first regular gun season, or second regular gun season. No more than 7,500 paid statewide ~~any-deer~~ regular deer licenses will be sold for the early muzzleloader season. Fifty additional paid early muzzleloader season licenses will be sold through and will be valid only for the Iowa Army Ammunition Plant. There will be no quota on the number of paid ~~any-deer~~ regular deer licenses issued in the bow season, late muzzleloader season, first regular gun season, or second regular gun season.

ITEM 6. Amend paragraph **106.6(2)“b”** as follows:

b. No one may obtain paid licenses for both the first regular gun season and second regular gun season regardless of whether the licenses are valid for any deer or antlerless deer only. Paid antlerless-deer-only licenses for the early muzzleloader season may only be purchased by hunters who have already purchased one of the 7,500 paid statewide ~~any-deer~~ regular deer licenses. Hunters who purchase one of the 7,500 paid statewide ~~any-deer~~ regular deer licenses for the early muzzleloader season may not obtain paid antlerless licenses for the first or second regular gun season.

ITEM 7. Rescind and reserve subrule **106.6(4)**.

ITEM 8. Amend subrule 106.6(6) as follows:

**106.6(6) Antlerless-deer-only licenses.** Paid antlerless-deer-only licenses will be available by county for the ~~2013~~ 2014 deer season as follows:

County	Quota	County	Quota	County	Quota
Adair	<del>2400</del> <u>1025</u>	Floyd	0	Monona	<del>2500</del> <u>850</u>
Adams	<del>1950</del> <u>1450</u>	Franklin	0	Monroe	<del>3000</del> <u>1950</u>
Allamakee	<del>4500</del> <u>2975</u>	Fremont	<del>600</del> <u>525</u>	Montgomery	<del>1050</del> <u>750</u>
Appanoose	<del>3300</del> <u>2200</u>	Greene	<del>450</del> <u>0</u>	Muscatine	<del>1175</del> <u>775</u>
Audubon	<del>400</del> <u>0</u>	Grundy	0	O'Brien	0
Benton	<del>650</del> <u>325</u>	Guthrie	<del>3300</del> <u>1950</u>	Osceola	0
Black Hawk	0	Hamilton	<del>400</del> <u>0</u>	Page	<del>950</del> <u>750</u>
Boone	<del>650</del> <u>450</u>	Hancock	0	Palo Alto	0
Bremer	<del>1000</del> <u>650</u>	Hardin	<del>200</del> <u>0</u>	Plymouth	<del>400</del> <u>0</u>
Buchanan	<del>250</del> <u>200</u>	Harrison	<del>2500</del> <u>850</u>	Pocahontas	0
Buena Vista	0	Henry	<del>1025</del> <u>925</u>	Polk	<del>1500</del> <u>1350</u>
Butler	0	Howard	<del>350</del> <u>200</u>	Pottawattamie	<del>1300</del> <u>850</u>
Calhoun	0	Humboldt	0	Poweshiek	<del>500</del> <u>300</u>
Carroll	<del>400</del> <u>0</u>	Ida	0	Ringgold	<del>2600</del> <u>2200</u>
Cass	<del>550</del> <u>400</u>	Iowa	<del>775</del> <u>450</u>	Sac	0
Cedar	<del>1025</del> <u>775</u>	Jackson	<del>1250</del> <u>675</u>	Scott	<del>500</del> <u>200</u>
Cerro Gordo	0	Jasper	<del>1700</del> <u>775</u>	Shelby	<del>400</del> <u>225</u>
Cherokee	0	Jefferson	<del>2150</del> <u>1650</u>	Sioux	0
Chickasaw	<del>450</del> <u>375</u>	Johnson	<del>1400</del> <u>850</u>	Story	<del>500</del> <u>150</u>
Clarke	<del>2500</del> <u>2100</u>	Jones	<del>975</del> <u>525</u>	Tama	<del>500</del> <u>200</u>
Clay	0	Keokuk	<del>1900</del> <u>450</u>	Taylor	<del>2650</del> <u>2200</u>
Clayton	<del>3200</del> <u>2775</u>	Kossuth	0	Union	<del>2100</del> <u>1500</u>
Clinton	<del>825</del> <u>400</u>	Lee	<del>1400</del> <u>1275</u>	Van Buren	<del>5400</del> <u>3800</u>
Crawford	<del>300</del> <u>150</u>	Linn	<del>1300</del> <u>850</u>	Wapello	<del>2150</del> <u>1825</u>
Dallas	<del>2700</del> <u>1875</u>	Louisa	<del>850</del> <u>775</u>	Warren	<del>4200</del> <u>2200</u>
Davis	<del>3600</del> <u>2800</u>	Lucas	<del>2800</del> <u>2200</u>	Washington	<del>2250</del> <u>750</u>
Decatur	<del>2800</del> <u>2200</u>	Lyon	0	Wayne	<del>3000</del> <u>2200</u>
Delaware	<del>975</del> <u>525</u>	Madison	<del>4000</del> <u>2100</u>	Webster	<del>400</del> <u>0</u>
Des Moines	<del>900</del> <u>800</u>	Mahaska	<del>1350</del> <u>475</u>	Winnebago	0
Dickinson	0	Marion	<del>2250</del> <u>1650</u>	Winneshiek	<del>3500</del> <u>1975</u>
Dubuque	<del>1375</del> <u>725</u>	Marshall	<del>500</del> <u>150</u>	Woodbury	<del>2500</del> <u>850</u>
Emmet	0	Mills	<del>950</del> <u>750</u>	Worth	0
Fayette	<del>1650</del> <u>1500</u>	Mitchell	0	Wright	0

ITEM 9. Rescind and reserve subrule **106.7(5)**.

ITEM 10. Amend subrule 106.10(1) as follows:

**106.10(1) Licenses.**

*a. Youth deer hunt.* A youth deer license may be issued to any Iowa resident who is not over 15 years old on the day the youth obtains the license. The youth license may be paid or free to persons eligible for free licenses. If the youth obtains a free landowner/tenant license, it will count as the one free ~~any-deer~~ regular deer license for which the youth's family is eligible.

Each participating youth must be accompanied by an adult who possesses a regular hunting license and has paid the habitat fee (if the adult is normally required to have a hunting license and to pay the habitat fee to hunt). Only one adult may participate for each youth hunter. The accompanying adult must not possess a firearm or bow and must be in the direct company of the youth at all times.

A person may obtain only one youth ~~any-deer~~ regular deer license but may also obtain any other paid or free ~~any-deer~~ regular deer and antlerless-deer-only licenses that are available to other hunters. Antlerless-deer-only licenses must be obtained in the same manner with which other hunters obtain them, as described in 106.6(2).

*b. Severely disabled hunt.* Any severely disabled Iowa resident meeting the requirements of Iowa Code section 321L.1(8) may be issued one ~~any-deer~~ regular deer license to hunt deer during the youth season. A person applying for this license must either possess a disability parking permit or provide a completed form from the department of natural resources. The form must be signed by a physician verifying that the person's disability meets the criteria defined in Iowa Code section 321L.1(8). Forms are available online at ~~www.iowadnr.com~~ www.iowadnr.gov, by visiting the DNR ~~central office~~ offices at the Wallace State Office Building or any district office, or by calling (515)281-5918. A person between 16 and 65 years of age must also possess a regular hunting license and have paid the habitat fee to obtain a license (if normally required to have a hunting license and to pay the habitat fee to hunt). A severely disabled person obtaining this license may obtain any other paid and free ~~any-deer~~ regular deer and antlerless-deer-only licenses that are available to other hunters. Antlerless-deer-only licenses must be obtained in the same manner by which other hunters obtain them, as described in 106.6(2).